

REMARKS

This case has been carefully reviewed and analyzed in view of the Official Action dated 13 October 2004. Responsive to the rejection made in the Official Action, Claim 1 has been amended to correct the language thereof.

In the Official Action, the Examiner objected to the Abstract of the Disclosure because it contained legal phraseology. Accordingly, the Abstract has been amended to remove legal phraseology therefrom and to correct other informalities found therein.

In the Official Action, the Examiner rejected Claim 1 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. The Examiner noted a number of terms which lacked proper antecedent basis, or were unclear.

Claim 1 has been amended to clarify the language thereof. It is believed that the Claim, as now amended, particularly points out and distinctly claims the subject matter that Applicant regards as the invention.

In the Official Action, the Examiner rejected Claim 1 under the judicially created doctrine of double patenting over Claim 1 of Applicant's prior Patent 6,427,834. The Examiner also rejected Claim 1 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claim 1 of Applicant's prior Patent 6,766,610.

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Serial Number: 10/600,423

Reply to Office Action dated 13 October 2004

In order to overcome the obviousness-type double patenting rejections over Applicant's two prior Patents, Applicant has submitted a Terminal Disclaimer for each of Applicant's prior Patents concurrently with this Amendment. A copy of the Terminal Disclaimers is attached hereto.

It is now believed that the subject Patent Application has been placed in condition for allowance, and such action is respectfully requested.

Respectfully submitted,
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